



1642
\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Ling et al.

Serial No: 09/883,848

Filed: June 18, 2001

For: Angiogenesis-Modulating
Compositions and Uses

Attorney Docket No. CIBT-P01-119

Art Unit: C. Yaen

Examiner: 1642

REL
JAN 16 2004
TECH CENTER 1600/2900

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below:

January 5, 2004

Date of Signature
and of Mail Deposit

Ginny Blundell

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO RESTRICTION REQUIREMENT

Sir:

In reply to the outstanding Restriction Requirement, mailed November 4, 2003, in connection with the above application, Applicants hereby elect with traverse Group I, claims 1-17 and 25-27, drawn to a method of promoting angiogenesis in a subject comprising administering an angiogenic amount of a hedgehog polypeptide or agonist thereof. Applicants elect this invention with traverse, because the invention of Group I, claims 1-17 and 25-27, and the invention of Group III, claims 18-24 and 30-34, encompass overlapping subject matter based on methods of modulating angiogenesis. Accordingly, Groups I and III could be examined simultaneously without significant additional burden.

The Restriction Requirement additionally contained a requirement to elect particular agents (e.g., one sequence, one chemical moiety, one agent, and one specific variable) within the elected group. Applicants elect with traverse SEQ ID NO: 15 which corresponds to human Sonic hedgehog. Applicants additionally elect, for search purposes only, the following species which correspond to chemical moieties and agents: polyalkylene glycol polymer and VEGF.